

**UNITED STATES OF AMERICA  
FOR THE SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

**UNITED STATES OF AMERICA**

**VS.**

**PEDRO ALVARADO**

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**CASE NO. 7:12-CR-01136-1**

**MOTION TO EXCUSE COUNSEL FROM ATTENDING  
PRE-TRIAL CONFERENCE**

TO THE HONORABLE U.S. DISTRICT JUDGE:

Now Comes, OSCAR ALVAREZ, Attorney, on behalf of the Defendant PEDRO ALVARADO, and files this his motion to be excused from Court Setting and with good cause shows the court the following.

I.

This case is set for a Pre-Trial Conference Hearing on January 3<sup>rd</sup>, 2014 at 9:00 a.m. Undersigned Counsel will be on vacation and cannot attend this Pre-Trial Setting.

II

Undersigned Counsel has no pending Pre-Trial Motions and defers to the Court and other counsel to set Jury Selection and Trial Dates.

This Motion is not made for the purposes of delay, but only so that justice may be done.

WHEREFORE, PREMISES CONSIDERED, Defendant prays that his Motion be granted and that undersigned counsel and the defendant be excused from attending the hearing of January 3<sup>rd</sup>, 2014.

Respectfully submitted,

/s/ Oscar Alvarez

Oscar Alvarez  
Federal I.D. #3907  
600 S. 11th Street  
McAllen, Texas 78501  
(956) 686-6330  
Fax No. (956) 687-9840  
Attorney for Defendant

Certificate of Service

This is to certify that the above and foregoing motion has been electronically mailed to all counsel of record.

/s/ Oscar Alvarez

Oscar Alvarez

Certificate of Consultation

This is to certify that I the undersigned contacted the following attorneys of record on this 26<sup>th</sup> of December, 2013, regarding the foregoing motion , for the attorneys who were not available there was no response to my e-mail or to my messages left on the phone or at office, and:

**Anibal J. Alaniz**  
**Assistant U.S. Attorney**

**Adolfo Al Alvarez**  
**Attorney for Rene Garcia**

**Marco A. De Luna**  
**Attorney for Arnaldo Davila**

**Carlos Andres Garcia**  
**Attorney for Arnaldo Alvarado**

**Juan E. Gonzalez**  
**Attorney for Miguel Angel Romo**

**Noe L. Perez**  
**Attorney for David Olivarez**

**Ralph R. Martinez**  
**Attorney for Aida Palacios**

**Francisco Javier Rodriquez**  
**Attorney for Julio Armando Davila**

**/s/ Oscar Alvarez**  
Oscar Alvarez

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION

UNITED STATES OF AMERICA

VS.

PEDRO ALVARADO

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CRIMINAL NO. 7:12-CR-1136-1

ORDER

Be it remembered that on the \_\_\_\_ day of December 2013, came on to be heard Defendants' Motion to Excused Counsel from attending Pre-Trial Conference and the Court having considered the same finds that said Motion is good and should be *GRANTED*.

*IT IS THEREFORE ORDERED, ADJUDGED AND DECREED* that the Oscar Alvarez and Defendant, Pedro Alvarado are excused from the December 26, 2013, setting.

*DONE* on this the \_\_\_\_\_ day of December, 2013, McAllen, Texas.

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**United States District Judge**